

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

In re: SIMON, JOHN W., JR  
SIMON, LINDA A

§ Case No. 09-38481

§

§

Debtor(s)

§

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION  
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED  
AND APPLICATION TO BE DISCHARGED (TDR)**

JOHN E. GIERUM, chapter 7 trustee, submits this Final Account,  
Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: \$145,045.00  
*(without deducting any secured claims)*

Assets Exempt: \$5,045.00

Total Distribution to Claimants: \$10,965.88

Claims Discharged

Without Payment: \$5,055.43

Total Expenses of Administration: \$33,625.55

3) Total gross receipts of \$ 75,000.00 (see **Exhibit 1** ), minus funds paid to the debtor and third parties of \$ 30,408.57 (see **Exhibit 2** ), yielded net receipts of \$44,591.43 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from <b>Exhibit 3</b> )	\$0.00	\$7,715.70	\$7,715.70	\$7,715.70
PRIORITY CLAIMS:				
CHAPTER 7 ADMIN. FEES AND CHARGES (from <b>Exhibit 4</b> )	0.00	33,625.55	33,625.55	33,625.55
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from <b>Exhibit 5</b> )	0.00	0.00	0.00	0.00
PRIORITY UNSECURED CLAIMS (from <b>Exhibit 6</b> )	0.00	0.00	0.00	0.00
GENERAL UNSECURED CLAIMS (from <b>Exhibit 7</b> )	0.00	8,305.61	8,305.61	3,250.18
<b>TOTAL DISBURSEMENTS</b>	\$0.00	\$49,646.86	\$49,646.86	\$44,591.43

4) This case was originally filed under Chapter 7 on October 15, 2009.  
The case was pending for 51 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 12/23/2013 By: /s/JOHN E. GIERUM  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO  
FINAL ACCOUNT**

**EXHIBIT 1 –GROSS RECEIPTS**

DESCRIPTION	UNIFORM TRAN. CODE <sup>1</sup>	\$ AMOUNT RECEIVED
2009 PI Case	1142-000	75,000.00
<b>TOTAL GROSS RECEIPTS</b>		<b>\$75,000.00</b>

<sup>1</sup>The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

**EXHIBIT 2 –FUNDS PAID TO DEBTOR & THIRD PARTIES**

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
John W. Simon, Jr.	Personal Injury Exemption	8100-002	15,000.00
SIMON, JOHN W., JR	Surplus First and Final Distribution	8200-002	10,353.14
Clerk of the United States Bankruptcy Court	Unclaimed Funds	8500-002	5,055.43
<b>TOTAL FUNDS PAID TO DEBTOR AND THIRD PARTIES</b>			<b>\$30,408.57</b>

**EXHIBIT 3 –SECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
8	Medicare	4220-000	N/A	6,465.70	6,465.70	6,465.70
9	Lake County Neurosurgery	4220-000	N/A	1,250.00	1,250.00	1,250.00
<b>TOTAL SECURED CLAIMS</b>			<b>\$0.00</b>	<b>\$7,715.70</b>	<b>\$7,715.70</b>	<b>\$7,715.70</b>

**EXHIBIT 4 –CHAPTER 7 ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Thomas Lake, Esq.	3210-600	N/A	25,000.00	25,000.00	25,000.00
Thomas Lake, Esq.	3220-610	N/A	1,905.47	1,905.47	1,905.47

JOHN E. GIERUM	2100-000	N/A	6,250.00	6,250.00	6,250.00
The Bank of New York Mellon	2600-000	N/A	35.86	35.86	35.86
The Bank of New York Mellon	2600-000	N/A	158.73	158.73	158.73
The Bank of New York Mellon	2600-000	N/A	141.01	141.01	141.01
The Bank of New York Mellon	2600-000	N/A	134.48	134.48	134.48
<b>TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES</b>		N/A	\$33,625.55	\$33,625.55	\$33,625.55

**EXHIBIT 5 –PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
None					
<b>TOTAL PRIOR CHAPTER ADMIN. FEES AND CHARGES</b>		N/A	\$0.00	\$0.00	\$0.00

**EXHIBIT 6 –PRIORITY UNSECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
None						
<b>TOTAL PRIORITY UNSECURED CLAIMS</b>			\$0.00	\$0.00	\$0.00	\$0.00

**EXHIBIT 7 –GENERAL UNSECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
1	Vista Medical Center	7100-000	N/A	582.61	582.61	582.61
1I	Vista Medical Center	7990-000	N/A	6.46	6.46	6.46
2	LVNV Funding LLC	7100-000	N/A	1,758.57	1,758.57	1,758.57
2I	LVNV Funding LLC	7990-000	N/A	19.50	19.50	19.50
3	Flood Control	7100-000	N/A	5,000.00	5,000.00	0.00
3I	Flood Control	7990-000	N/A	55.43	55.43	0.00
4	United Consumer Financial Services (Kirby)	7100-000	N/A	222.96	222.96	222.96
4I	United Consumer Financial Services (Kirby)	7990-000	N/A	2.47	2.47	2.47
5	CitiFinancial, Inc	7100-000	N/A	565.80	565.80	565.80

5I	CitiFinancial, Inc	7990-000	N/A	6.27	6.27	6.27
8I	Medicare	7990-000	N/A	71.68	71.68	71.68
9I	Lake County Neurosurgery	7990-000	N/A	13.86	13.86	13.86
<b>TOTAL GENERAL UNSECURED CLAIMS</b>				\$0.00	\$8,305.61	\$3,250.18

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

**Case Number:** 09-38481

**Trustee:** (520171) JOHN E. GIERUM

**Case Name:** SIMON, JOHN W., JR  
SIMON, LINDA A

**Filed (f) or Converted (c):** 10/15/09 (f)

**§341(a) Meeting Date:** 11/06/09

**Period Ending:** 12/23/13

**Claims Bar Date:** 04/26/10

1 Ref. #	Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=§554(a)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	home - 35708 N. Grove Ave., Ingleside Orig. Asset Memo: Imported from original petition Doc# 1	140,000.00	0.00		0.00	FA
2	Cash Orig. Asset Memo: Imported from original petition Doc# 1	50.00	0.00	OA	0.00	FA
3	U.S. Bank Orig. Asset Memo: Imported from original petition Doc# 1	1,500.00	0.00		0.00	FA
4	Refrigerator, stove,washer/dryer bedroom furnitu Orig. Asset Memo: Imported from original petition Doc# 1	1,200.00	0.00		0.00	FA
5	Books, pictures & collections Orig. Asset Memo: Imported from original petition Doc# 1	35.00	0.00		0.00	FA
6	clothing Orig. Asset Memo: Imported from original petition Doc# 1	100.00	0.00		0.00	FA
7	Furs & jewelry Orig. Asset Memo: Imported from original petition Doc# 1	40.00	0.00		0.00	FA
8	sports & hobby equipment Orig. Asset Memo: Imported from original petition Doc# 1	20.00	0.00		0.00	FA
9	1993 Aerostar Orig. Asset Memo: Imported from original petition Doc# 1	600.00	0.00		0.00	FA
10	1997 T-Bird Orig. Asset Memo: Imported from original petition Doc# 1	1,000.00	0.00		0.00	FA
11	1953 Ford (in pieces) Orig. Asset Memo: Imported from original petition Doc# 1	500.00	0.00		0.00	FA
12	2005 PI case pending	Unknown	Unknown		0.00	Unknown

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 09-38481 Trustee: (520171) JOHN E. GIERUM  
Case Name: SIMON, JOHN W., JR Filed (f) or Converted (c): 10/15/09 (f)  
SIMON, LINDA A §341(a) Meeting Date: 11/06/09  
Period Ending: 12/23/13 Claims Bar Date: 04/26/10

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=\$554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
13	2009 PI Case	Unknown	Unknown	75,000.00	FA
13	Assets Totals (Excluding unknown values)	\$145,045.00	\$0.00	\$75,000.00	\$0.00

**Major Activities Affecting Case Closing:**

Final report filed, approved and checks out

Initial Projected Date Of Final Report (TFR): December 31, 2012

Current Projected Date Of Final Report (TFR): December 7, 2012 (Actual)

## Form 2

### Cash Receipts And Disbursements Record

Case Number: 09-38481

Case Name: SIMON, JOHN W., JR  
SIMON, LINDA A

Taxpayer ID #: \*\*-\*\*\*5573

Period Ending: 12/23/13

Trustee: JOHN E. GIERUM (520171)

Bank Name: The Bank of New York Mellon

Account: 9200-\*\*\*\*\*02-66 - Checking Account

Blanket Bond: \$5,000,000.00 (per case limit)

Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
07/23/12	{13}	Gallagher Bassett Services, Inc.	Personal Injury Settlement	1142-000	75,000.00		75,000.00
07/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		35.86	74,964.14
08/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		158.73	74,805.41
09/17/12	101	John W. Simon, Jr.	Personal Injury Exemption	8100-002		15,000.00	59,805.41
09/28/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		141.01	59,664.40
10/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		134.48	59,529.92
11/12/12	102	Thomas Lake, Esq.	First and Final Distribution	3210-600		25,000.00	34,529.92
11/12/12	103	Thomas Lake, Esq.	First and Final Distribution	3220-610		1,905.47	32,624.45
11/12/12	104	Medicare	First and Final Distribution	4220-000		6,465.70	26,158.75
11/12/12	105	Lake County Neurosurgery	First and Final Distribution	4220-000		1,250.00	24,908.75
11/30/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		92.87	24,815.88
12/31/12		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		49.15	24,766.73
01/03/13		RABOBANK MIGRATION TRANSFER OUT	TRANSFER TO 0001052017188 20130103	9999-000		24,766.73	0.00

<b>ACCOUNT TOTALS</b>	<b>75,000.00</b>	<b>75,000.00</b>	<b>\$0.00</b>
Less: Bank Transfers	0.00	24,766.73	
<b>Subtotal</b>	<b>75,000.00</b>	<b>50,233.27</b>	
Less: Payments to Debtors		15,000.00	
<b>NET Receipts / Disbursements</b>	<b>\$75,000.00</b>	<b>\$35,233.27</b>	



## Form 2

### Cash Receipts And Disbursements Record

Case Number: 09-38481

Case Name: SIMON, JOHN W., JR  
SIMON, LINDA A

Taxpayer ID #: \*\*-\*\*\*5573

Period Ending: 12/23/13

Trustee: JOHN E. GIERUM (520171)

Bank Name: Rabobank, N.A.

Account: \*\*\*\*763466 - Checking Account

Blanket Bond: \$5,000,000.00 (per case limit)

Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
01/04/13		RABOBANK MIGRATION TRANSFER IN	RABOBANK MIGRATION	9999-000	24,766.73		24,766.73
01/18/13		Rabobank, N.A.	Bank and Technology Services Fee Adjustment	2600-000		-142.02	24,908.75
01/21/13	10106	JOHN E. GIERUM	First and Final Distribution	2100-000		6,250.00	18,658.75
01/21/13	10107	Vista Medical Center	First and Final Distribution	7100-000		582.61	18,076.14
01/21/13	10108	LVNV Funding LLC	First and Final Distribution	7100-000		1,758.57	16,317.57
01/21/13	10109	Flood Control	First and Final Distribution Stopped on 11/07/13	7100-000		5,000.00	11,317.57
01/21/13	10110	United Consumer Financial Services (Kirby)	First and Final Distribution	7100-000		222.96	11,094.61
01/21/13	10111	CitiFinancial, Inc	First and Final Distribution	7100-000		565.80	10,528.81
01/21/13	10112	Vista Medical Center	Surplus Interest first and final distribution	7990-000		6.46	10,522.35
01/21/13	10113	LVNV Funding LLC	Surplus Interest first and final distribution	7990-000		19.50	10,502.85
01/21/13	10114	Flood Control	Surplus Interest first and final distribution Stopped on 11/07/13	7990-000		55.43	10,447.42
01/21/13	10115	United Consumer Financial Services (Kirby)	Surplus Interest first and final distribution	7990-000		2.47	10,444.95
01/21/13	10116	CitiFinancial, Inc	Surplus Interest first and final distribution	7990-000		6.27	10,438.68
01/21/13	10117	Medicare	Surplus Interest first and final distribution	7990-000		71.68	10,367.00
01/21/13	10118	Lake County Neurosurgery	Surplus Interest first and final distribution	7990-000		13.86	10,353.14
01/21/13	10119	SIMON, JOHN W., JR	Surplus First and Final Distribution	8200-002		10,353.14	0.00
11/07/13	10109	Flood Control	First and Final Distribution Stopped: check issued on 01/21/13	7100-000		-5,000.00	5,000.00
11/07/13	10114	Flood Control	Surplus Interest first and final distribution Stopped: check issued on 01/21/13	7990-000		-55.43	5,055.43
11/07/13	10120	Clerk of the United States Bankruptcy Court	Unclaimed Funds	8500-002		5,055.43	0.00

<b>ACCOUNT TOTALS</b>	<b>24,766.73</b>	<b>24,766.73</b>	<b>\$0.00</b>
Less: Bank Transfers	24,766.73	0.00	
<b>Subtotal</b>	<b>0.00</b>	<b>24,766.73</b>	
Less: Payments to Debtors		10,353.14	
<b>NET Receipts / Disbursements</b>	<b>\$0.00</b>	<b>\$14,413.59</b>	

## Form 2

### Cash Receipts And Disbursements Record

**Case Number:** 09-38481

**Case Name:** SIMON, JOHN W., JR  
SIMON, LINDA A

**Taxpayer ID #:** \*\*-\*\*\*5573

**Period Ending:** 12/23/13

**Trustee:** JOHN E. GIERUM (520171)

**Bank Name:** Rabobank, N.A.

**Account:** \*\*\*\*763466 - Checking Account

**Blanket Bond:** \$5,000,000.00 (per case limit)

**Separate Bond:** N/A

1	2	3	4		5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	T-Code	Receipts \$	Disbursements \$	Checking Account Balance

	Net Receipts	Net Disbursements	Account Balances
TOTAL - ALL ACCOUNTS			
Checking # 9200-*****02-66	75,000.00	35,233.27	0.00
Checking # ****763466	0.00	14,413.59	0.00
	<u>\$75,000.00</u>	<u>\$49,646.86</u>	<u>\$0.00</u>